

Express Mail Label No.: EF371220161US

Date of Deposit: July 12, 2001

ATTORNEY DOCKET NO.: 15966-621 (CURA-121)

T Sector 8/Box  
Seq

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Catherine Burgess  
ASSIGNEE: CuraGen Corporation  
SERIAL NUMBER: 09/746,491 EXAMINER: Not Yet Assigned  
FILING DATE: December 20, 2000 ART UNIT: 1645  
TITLE: POLYPEPTIDES AND NUCLEIC ACIDS ENCODING SAME

July 12, 2001  
Boston, Massachusetts

**BOX MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the above-referenced patent application are the following documents:

- ☒ Response to Notice to File Missing Parts (1 pg.);
- ☒ Notice to File Missing Parts of Nonprovisional Application (1 pg.);
- ☒ Check (#9484) in the amount of \$65.00 to cover balance due by Applicants (including Surcharge);
- ☒ Petition for Two-Month Extension of Time;
- ☒ Check (#9483) in the amount of \$195.00 to cover the Petition fee;
- ☒ Sequence Listing (107 pgs.)
- ☒ Statement in Support of CRF (1 pg.)
- ☒ Electronic Copy (1 disk)
- ☒ Substitute Specification (119 pgs.);
- ☒ Combined Declaration and Power of Attorney for Patent Application (3 pgs.); and
- ☒ Return postcard.

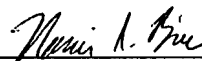
U.S.S.N. 09/746,491  
Applicant(s): Burgess

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617-542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No.15966-621 (CURA-121). A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Dated: July 12, 2001



---

Ivor R. Elrifi, Reg. No. 39,529  
Naomi S. Biswas, Reg. No. 38,384  
Attorneys for Applicants  
c/o MINTZ, LEVIN  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

TRA 1541479v1



Express Mail Label No.: EF5 1220161US  
Date of Deposit: July 12, 2001

ATTORNEY DOCKET NO.: 15966-621 (CURA-121)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Catherine Burgess  
ASSIGNEE: CuraGen Corporation  
SERIAL NUMBER: 09/746,491 EXAMINER: Not Yet Assigned  
FILING DATE: December 20, 2000 ART UNIT: 1645  
TITLE: POLYPEPTIDES AND NUCLEIC ACIDS ENCODING SAME

July 12, 2001  
Boston, Massachusetts

**BOX MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice To File Missing Parts of Nonprovisional Application mailed March 12, 2001, Applicants submit herein an executed Combined Declaration and Power of Attorney form, payment of the surcharge of \$65.00 (#9484) as set forth in 37 C.F.R. §1.16(e), a copy of the Notice to File Missing Parts of Nonprovisional Application, Petition for Two-Month Extension of Time, a check in the amount of \$195.00 (#9483) to cover the Petition fee, a Substitute Specification, Statement in Support of CRF and Electronic and paper copy of sequence listing. This response is due on or before July 12, 2001, with the extension.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 15966-621 (CURA-121).

Respectfully submitted,

Dated: July 12, 2001

---

Ivor R. Elrifi, Reg. No. 39,529  
Naomi S. Biswas, Reg. No. 38,384  
Attorneys for Applicants  
c/o MINTZ, LEVIN  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

#3



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/746,491	12/20/2000	Catherine Burgess	15966-621 (Cura-121)

CONFIRMATION NO. 8923

## FORMALITIES LETTER



\*OC000000005853105\*

MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY and POPEO, P.C.  
One Financial Center  
Boston, MA 02111

Date Mailed: 03/12/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper

or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

---

*A copy of this notice **MUST** be returned with the reply.*

*SM*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE